

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

MIGUEL NIEVES GARCIA, :
 : Civil Action No. 09-0783 (RBK)
Petitioner, :
v. : **ORDER**
J. GRONDOLSKY, :
Respondent. : **CLOSED**

For the reasons set forth in the Opinion filed herewith,
IT IS on this 1st day of July, 2009,

ORDERED that Petitioner's application [3] for leave to
proceed in forma pauperis is GRANTED; and it is further

ORDERED that the Petition is DISMISSED WITHOUT PREJUDICE,
for lack of jurisdiction; and it is further

ORDERED that the motion for appointment of counsel is DENIED
as MOOT; and it is further

ORDERED that the Clerk of the Court shall close the Court's
file in this matter.

s/Robert B. Kugler
Robert B. Kugler
United States District Judge